

RESOLUTION # _____

RESOLUTION AUTHORIZING ASSIGNMENT OF BID

WHEREAS, in accordance with North Carolina General Statutes §105-375, In Rem Method of Foreclosure, Buncombe County filed an action with the Clerk of Superior Court found in case file #15 M 988;

WHEREAS, the real property being the subject of said action is described in the tax records of Buncombe County as PIN 9638-55-5102;

WHEREAS, after due advertisement a tax foreclosure sale of the subject property was held at the Buncombe County Courthouse on May 17, 2016, and Buncombe County was the last and highest bidder for the property in the amount of \$800.00;

WHEREAS, the high bid amount represents the total of all delinquent taxes and allowable costs which are a lien against the property for the benefit of Buncombe County as of the filing date of the action;

WHEREAS, one of the main reasons behind the laws allowing tax foreclosure is to put the property back into the hands of an able taxpayer;

WHEREAS, Terry L. Simmons and wife, Andrea D. Simmons have requested that the County assign its bid for \$1,144.76, representing the amount of the high bid, recording fees and excise taxes;

WHEREAS, assignments of foreclosure bids are expressly authorized and allowed pursuant to North Carolina General Statute §105-376(a);

WHEREAS, an assignment of bid has been prepared conveying the above described bid to the assignee, a copy is attached to this Resolution; and

WHEREAS, this Board of Commissioners is of the opinion that it is in the County's best interest to assign its bid in this matter.

NOW THEREFORE, BE IT RESOLVED, by the Buncombe County Board of Commissioners as follows:

1. That the Chairman and the County Manager, or either of them, be and is hereby authorized to execute the assignment of bid attached hereto.
2. That by and with the consent of County Legal Services, County staff is hereby

instructed to proceed with the Assignment of this bid in accordance with this resolution, and all acts and doings of officers, employees and agents of the County, whether taken prior to, on, or after the date of this Resolution, that are in conformity with and in the furtherance of the purposes and intents of this Resolution as described above shall be, and the same hereby are, in all respects ratified, approved and confirmed.

3. That this resolution be effective upon its adoption.

This the 2nd day of August, 2016.

ATTEST

BOARD OF COMMISSIONERS FOR THE
COUNTY OF BUNCOMBE

Kathy Hughes, Clerk

By: _____
David Gantt, Chairman

APPROVED AS TO FORM

County Attorney